

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office JUL 16 2003

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAY 21 2003 under 69814-T

The applicant **Lewis A. Ewert, Trustee of Ewert Family 1995 Trust**, hereby make application for permission to change the **The Point of Diversion and Place of Use** of water heretofore appropriated under **Permit No. 67907**

1. The source of water is **Underground**
2. The amount of water to be changed **1.34 cfs not to exceed 152.0 acre feet annually**
3. The water to be used for **Irrigation**
4. The water heretofore permitted for **Irrigation**
5. The water is to be diverted at the following point **Within NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 25, T14N, R25E, MDM or at a point from which the W $\frac{1}{4}$ corner of said Section 25 bears N 89°02'09" W, a distance of 1730.53 feet. Ref to Supporting Map**
6. The existing permitted point of diversion is located within **NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 6, T12N, R26E, MDM, or at a point from which the NE $\frac{1}{4}$ corner of said Section 6 bears N 49°13'00" E. a distance of 1911.24 feet. Ref to supporting map filed under Permit No. 30992**
7. Proposed place of use **SW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 25 and NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 36 T14N, R25E, MDM. Ref to supporting map.**
8. Existing place of use **38.00 acres within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 32 and the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 31, T13N, R26E, MDM.**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Drilled and cased well, submersible pump and motor, and piping system to existing irrigation system.**
12. Estimated cost of works **\$150,000.00**
13. Estimated time required to construct works **1 year**
14. Estimated time required to complete the application of water to beneficial use **5 Years**
15. Remarks: **See Attachment**

s/Dennis Brazzanovich
By **Dennis Brazzanovich**
5405 Mac Anne Avenue
Reno, NV 89523

Compared cmf/ cac ag/ cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 67907 is issued subject to the terms and conditions imposed in said Permit 67907 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The total combined duty of water under Permits 70229 and 70230 and any water of the Walker River Decree C-125, and storage water appurtenant to the place of use shall not exceed 200.5 acre-feet per year for the irrigation of 50.125 acres within the described place of use. The permit holder is responsible for insuring delivery of the entitled decreed and storage waters (surface waters) that are supplemental to these ground water permits. In years that the Walker River Irrigation District declares a full allocation of decreed water to the C-125 decree claims supplemental to these permits, or is able to provide full delivery of storage water to lands supplemental to these permits, ground water shall not be pumped from the wells described in these permits. In years that the Walker River Irrigation District declares a reduced allocation of decreed or storage waters to claim supplemental to these permits, then surface waters must be used in entirety before any ground water can be pumped from the wells to complete the allocated duty of acre-feet per acre. In years that the Walker River District has no decreed or storage water, then ground water can be pumped from wells to provide the allocated duty for the permitted place of use.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

The granting of Permit 70230 expires 69814-'1.
(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.34 cubic feet per second, but not to exceed 152.0 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

April 22, 2005

Proof of completion of work shall be filed on or before:

May 22, 2005

Water must be placed to beneficial use on or before:

April 22, 2009

Proof of the application of water to beneficial use shall be filed on or before:

May 22, 2009

Map in support of proof of beneficial use shall be filed on or before:

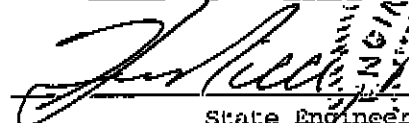
May 22, 2009

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 22nd day of April, A.D. 2004


State Engineer

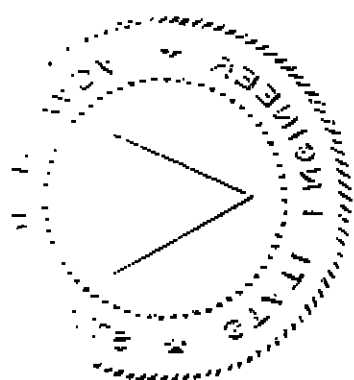
Completion of work filed JAN 21 2005

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____

Issued _____



ATTACHMENT

Item No. 15 - Remarks

The water under this Application to Change, Permit No. 67906, and the Application being filed concurrently to change Permit No. 67907, are for irrigation purposes. The total combined duty of this application, and the simultaneously filed application to change Permit No. 67907, will be utilized to irrigate within the place of use as depicted on the supporting map. The real property set forth on the supporting map has Walker River Decreed rights appurtenant thereto, being 300 acres. It is the intention of the applicant that the total volume of ground water being changed (200.5 acre feet annually) may be utilized anywhere within the place of use.

The applicant agrees to install a continuous flow metering device, to ensure that the annual volume is not exceeded. Correspondence are requested to be sent to Ross E. de Lipkau, P.O. Box 2790, Reno, Nevada 89502 and Marvin Murphy, 201 West Liberty, Suite 200, Reno, Nevada 89502.

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